

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte C. ALEXANDER TURNER, JR.,
BRIAN MATHUR,
MICHAEL C. NEHLS,
GLENN FRIEDRICH,
BRIAN ZAMBROWICZ, and
ARTHUR T. SANDS

Appeal No. 2005-0760
Application 09/771,961

MAILED

MAR 17 2005

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

ORDER DISMISSING APPEAL

Before HARKCOM, Acting Chief Administrative Patent Judge, and WILLIAM F. SMITH and GRIMES, Administrative Patent Judges.

Per curiam.

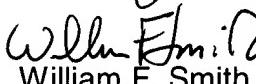
On April 1, 2003, appellants filed a Notice of Appeal. On February 24, 2005, appellants filed a communication stating that the appeal in this case "has been abandoned in favor or a continuing application."

Accordingly, it is

ORDERED that the appeal is dismissed.

Appeal No. 2005-0760
Application 09/771,961

The application is being returned to the examiner for further action as may be appropriate.


Gary V. Harkcom, Acting Chief)
Administrative Patent Judge)

William F. Smith) BOARD OF PATENT
Administrative Patent Judge) APPEALS AND

Eric Grimes) INTERFERENCES
Administrative Patent Judge)

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